

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**ROBERT PETERSON,**

**Plaintiff,**

**v.**

**UNION PACIFIC RAILROAD  
COMPANY, and JOSEPH GOOSEY,**

**Defendants.**

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**CASE NO. 7:08CV5010**

**ORDER  
OF DISMISSAL**

This matter is before the Court on the parties' Joint Stipulation for Dismissal with Prejudice as to Defendant Union Pacific Railroad Company (Filing No. 41). The stipulation complies with the requirements of Fed. R. Civ. P. 41(a)(1)(ii), and the Court finds that it should be approved. Accordingly,

**IT IS ORDERED:**

1. The parties' Joint Stipulation for Dismissal (Filing No. 41) is approved;
2. The Complaint and all claims in this action as against the Defendant, Union Pacific Railroad Company, are dismissed with prejudice;
3. The complete record is waived; and
4. The parties shall pay their own costs and attorneys' fees.

DATED this 22<sup>nd</sup> day of September, 2009.

**BY THE COURT:**

s/Laurie Smith Camp  
United States District Judge